speech of Mr. Christian, and the prevailing sentiment seems to be that the reservailing sentiment seems to be that the rase will turn on the question of jurisdiction, and that the suits will be dismissed.

James H. Hayes, the negro lawyer, who is associated with Capiain Wise in the case, was the first of the counsel to appear. He was shortly joined by District Attorney Edgar Allan, over whose the country as cloud of disamountment. ed a few moments later, when he named Judge L. L. Lewis to succeed arm

waiting throng resumed its buz-

ew prominent persons present n Carter Glass, Hon John Lamb, Witherspoon, Judge Keith, pres-

of the Commonwealth. He formally ter-dered the answers of the members of the State Loard of Canvassers to the court and a copy to Captain Wise. Captain Wise Lere arose to make his opening statement. He handed the court captes of his declarations and each case, and before going on he secured a prom-ire from opposing counsel that the State Deard would issue no certificates neather

stincied the proceedings of the conven-tion from its very inception, and illed a number of affidavits, which he asked be made a part of the record. Mr. Wise produced some laughter by drawing out a copy of the new Constitution and reminding the court that the body was in session tain wise differed and the justice smiled time everybody was talking. Mr. Wise
went on to relate how his litigation had
tisen, and in this he attacked the whole
ments ago had now become much calmer, convention movement, following it down to the day of the proclamation of the convention, and even through the days of the new registration.

He deciared that but one government

Mr. Wise spoke from manuscript, and sometimes referred to his paper, but at others he threw it upon the table and spoke with much fervor. The speaker traced the history of Virginia from its reconstruction times, and argued that the decision of the Survey of Virginia from its reconstruction times, and argued that the traced the history of Virginia from its reconstruction times, and argued that the traced of the state Government when attempts should be made to infringe upon the right of her citizens. He claimed that the right of Virginia to call a control of the state of the right of Virginia to call a control of the state of the state of the state of the state of the right of Virginia to call a control of the state of the state of the right of Virginia to call a control of the state of th

Dr. Lyon's Tooth Powder

Used by people of refinement for over a quarter of a century.

stitution as having been toisted upon the cloud of disappointment people-a Constitution which they did not had Underwood Constitution was framed Mr. as United States Attorney, General Allan Goode was himself a Virginia politician, was only in court as a spectator, though Mr. Wise had risen to a beautiful flight of he talked carnestly with Hayes from otatory in paying tribute to Virginia's that the members were chosen. At this crimport the fuller destring to shake hands with stone and ladges keith, of the Supreme Court of court of the full not come here to amend the Constitution, but to eliminate the negro vote. The address of the president struck the keynote, and he was probably authority to all men, and yet the court to fights produced and the members were chosen. At this claimed liberty to all men, and yet the instrument sought to deprive two-fifths of those same men of their highest rights as clitzens and to make them serfs and chattels. He said it made the chosen few, the factional syndicate, more powdiful not come here to amend the Constitution, but to eliminate the negro vote. The address of the president struck the keynote, and he was probably authority the court had reminded Mr. Wise was the first to be considered. He contended carnestly in the eliminating business down in the

allusions, and asked him to refrain from a repetition of this. "The court," said the causes upon the United States courts, cowded room, and without a word formed who the members of the convention were." Captain Wise offered an application and surface any one, plunged toto the judgest the members of the convention, where Justice Fuller and Judge and proceeded to assail the control of the chairs on the bench along the members of the chairs on the bench along the formed who the members of the convention were." Captain Wise offered an application application to try all such causes upon the United States courts, and the causes upon the United States courts, and the convention where it is supported in the Federal courts, and he contended that they were all in support of his argument. The case of Patton vs. Brady, from Virginia, was cited to show the jurisdiction of the Federal courts to restrain an official was a signal the body was unconstitutional. He said the body was called to "revise and amend" of the Federal courts to restrain an official was a very one thought that in the Constitution, and yet its first act was a well defined principle of said it was a well defined principle of a article of legislation pure and simple. would an article of legislation pure and simple. Its that a Constitution could as well the emission of the suffrage clause and destroyed that it was more in the nature of the constitutional as could a statute. acorn, asked time in which to a statute law than an article of an organical dust. He was covered a statute law than an article of an organical dust. He was grantised to the was grantised by the judge, and the time boards and made them sole arbitrary curs volumes before him on the table. The ion boards and made them sole arbiters as to whom they should allow to vote. He read the qualifications laid down for the voters, and said the article began with: "Every male citizen shall be entitled to vote, except," and before they got through "excepting" it was a question of the attention of the table. The speech was now becoming dull and unincipations and only the law-yers saw through it.

AMUSING TURN.

Here Justice Fuller again questioned the attention of the table. The speech was now becoming dull and unincipation of the properties and citations, and only the law-yers saw through it. ough "excepting" it was a question our should be allowed to do so.

three of his clients had gone to one of these "anoinited" boards, composed of a clerk, who were to conduct this constinal examina ion. One of the defend-

into court." said Captain Wice, had not enough sense to answer them.

Wise closely. He asked if these com-plainants had asked to register and been retused. The answer was in the aftirma-tive and the court asked if any temedy liad been sought, and Captain Wise said "yes; one went to court and the judge was fishing." "Did they go to the Su-preme Court?" "No sir; they had no opthat the failure to take the oath by the

siderably in his replies. invalid, because it was legislative in its The court thought a similar and said he had thought he was right.
But the storm of spectacular oratory

tion of the oath. ASSAILED PROCLAMATION.

peaker came back to the ques-

He deciared that but one government existed in Virginia; that there was but the Constitution of 1859. Justice Fuller here asked for a copy of the new Constitution and it was handed him by Captain Wise.

Captain Wise said the convention was on unlawful body, and that it had undertaken to foist a so-called constitution upon the people of the State. They had attempted to coeffer the people into subplission, and there was no better name for the members than conspirators. He said they had deliberately attempted, without the approval, to raise a new flas upon the old ship of State; and have the lawyer ledked over his spectacles and said there were different names for such conduct on the high seas.

Mr. Wise spoke from manuscript, and sometimes referred to his paper, but at others he threw it upon the table and spike with much fervor. The speaker traced the history of Virginia from its reconstruction times, and argued that the Lilied States Government did have contained that the tribunal declined. He assailed the proclamation of the

It was 7:04 o'clock P. M. when the court | Judge Wadill asked how about resumed its session. Capitain Wise arose at once and continued his argument. He court of Virginia. Mr. Christian replied said there was no authority found any-that the cases were entirely different. One where giving a convention the right. where giving a convention the right to was seeking to compel the board where giving a convention the right to proclaim its work, unless the power was its duty and the other to restrain it from expressly conferred in the call for the performing a duty specified by law and convention. He contended that so far sanctioned by Congress. He did not befrom the call conferring such power, it lieve any case could be cited where a expressly declared that the work should

From in coming across the Bay from the Eastern Shore and had a wild ride from Severe was the storm that Captain Wise Income rupon which he was having stranded Ended From the Captain Wise Severe was the storm that Captain Wise Severe was the storm that Captain Wise Income rupon which he was having the Captain Wise stat the court did not desire to hear counsel indulging in personal site to hear counsel which the States statutes themselves conferred expressive were the tribunals before which the cases should be tried, and he read from authors to hear counsel indulging in personal site to hear

AMUSING TURN.
Here Justice Fuller again questioned the attorney briefly, and the little collectuy took an amusing turn, Captain Wise creating great laughter by referring to the old political machine in Virginia, to which he said a new cog had been acced by the new organic instrument. He attacked the election methods in Virginia and the said of the said o ginia in an old fashioned stump speech way, and often the audience broke into laughter, the court joining at intervals. He said the "tomfoolery," called elec-tions, had affected his clients, and here

said his cases were brought in favor not only of his particular clients, but that they were for all who were similarly situ-eted throughout the State. One bill was in equity and the other under the common law but both had the same end in

pron law, but both had the same end in view, that of prohibition of un'awful acts.

MR. CHRISTIAN REPLIES.
Captain Wise closed his speech in a very happy vein at 8:10 P. M., and Mr. Frank W. Christian, of counsel for the State, came forward to begin his argument. He plunged with s'edge and hammer at once into a discussion of jurisdiction, holding, as does the answer of the ndents, that the court had not juris-

Action in the cases.

He first took up the case in equity, and said it could not be entertained because it was a suit against the State, and therefore in conflict with the Federal statutes.
The second was that the questions involved were purely political and governmental, and had no place in a court of mental, and had no place in a court of mental, and had no place in a court of mental, and had no place in a court of mental, and had no place in a court of mental, and had no place in a court of mental, and had no place in a court of mental, and had no place in a court of mental and had no place in a court of the reviewed the fight for a convenience of the reviewed the reviewed the fight for a convenience of the reviewed the r equity. It had been "settled by the Suprome Court that the State need not be named as a party, but the court must look at the nature of the duties sought

to be restrained."

Here Mr. Christian referred to the bill of the complainants, and taking up the various points set out therein, entered general and specific denial to one and all. In discussing the complaints set forth, Mr. Christian took up the alleged disculmination against the complainants and showed that they had not resorted to the redress offe el by the Constitution. The great advocate with spectacles in his right hand met and answered count after count in Mr. Wise's bill, after gesticulating to the court with great carnestness. to be restrained."

He ridiculed the idea that a man could He ridiculed the idea that a man could not get remedy because a judge was fishing, when there were three other courts or record sitting in the city. The highest right of a citizen was the right to vote. The right to be represented in Congress was merely a derivative right flowing from that to vote, and the proceeding here was a most remarkable one under which one man in the

class of those against the State.

The complainants had no property rights involved, and should the State Board meet and canvass the returns, no

this, and said he had reached the point of "remedy" in his argument. The court at 5:30 P. M. took a recess until 7 P. M.

WISE CONTINUES SPECH.

The crowd at the adjourned session of the court was somewhat reduced in numbers. Congressman Lamb and Judge George L. Christian were among the interested spectators. Captain Wise had remade his tollet and appeared in full evening dress, Congressman Glass chatted with him for a few moments before the court reconvened.

Justice Fuller and Judge Waddill dined at Rueger's and walked leisurely back to the court-room just before 7 o'clock, the former enjoying an after-dinner cigar.

It was 7:00 o'clock P. M. when the court

Judge Waddill asked how about the Supremental records a supremental source.

Judge Waddill asked how about the Supremental records a supremental source.

sons of the past, and it was with dimculty that the court suppressed the applause. He said for thirty years the protile of Virginia had lived happily under
the old Constitution, and then he came
arian to the cell of the people for the
convention. He said a convention
of the dominant party had pledged that
any Constitution finance would be submitted to the people. The act of the Legliciture providing for the convention had
premised submission, and under this act
the the call conferring such power, it
expressly declared that the work should
be submitted.
He did not believe that such action
could hold in the courtry,
and he defield the opposition to produce
authorities to the contrary.
Captain Wise invoked many authorities
which he said bore out his contentions,
and he read at length from several of
them. He said the bill of rights prothem. He said the bill of rights prothem. He said the bill of rights prothem, he said to be submitted.

Captain Wise invoked many authorities
which he said bore out his contentions,
are to equity had taken jurisdiction
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clied a recent South Carolina case, which
he said bore him out in his contention,
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where injuries to political rights were
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clied a recent South Carolina case, which
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Captain Wise invoked many authorities
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and he defiel the opposition to produce
authorities to the country.
Captain Wise invoked many authorities
which he said bore out his contentions.
The convention of the country of the country.
Captain Wise invoked many authorities
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ANOTHER GROUND.

It was that any restraint of the Board of Canvassers in the performance of its duties interfered with the rights of the House of Representatives, and the court had no right to do this. The ground upon which the suit was brought was that the election was void, and he asked what would become of the rights of the House in the matter. "They may reverse us," replied Justie Fuller. "Aye, and they may do more," replied Mr. Christian. "They may disregard you and the members-elect of the House from Virginia may disregard you and go to Washington and ask to be seated."

He said that if the doctrine of Caplain Wise should be sanctioned the rights of the Federal Congress would depart and it would be in the power of a Federal judge to change the complexion of the House upon application. If any one had injured the clients of Mr. Wise, it was not the contract of Caplain and C State Board of Canvassers, but the Board of Registrars, and the right par-ties were not in court. The case was a moot and abstract one, and should have

no place in any court.

If the people represented here had a right to enjoin against counting, he had a right to proceed on behalf of all those who did vote to compel by mandamus the board to count and issue certificates.

It was but an effort to induce the court to pass upon the validity of the Constitution of the State on a moot case.

There was no need for the relief asked here, even if it was not objectionable sthewise.

tions, had affected his clients, and hero Justice Fuller observed that the House was the judge of the qualifications and election of its own members. The attorney launched into an appeal for his clients, and the court reminded him that he was not hewing very close to the line Justice Fuller said his recollection of the law was that the writ of prohibition would never lie where there was other remedy, but the lawyer dissented, and went on with his speech. He said that the United States, gave his clients the undoubted right to proceed by prohibition to prevent the doing of an unlawful act, and therefore the writ did not lie. He read from authorities to show that pro-Mr. Christian now passed to the and therefore the writ did not lie. He read from authorities to show that prohibition was in effect a proceeding between courts alone, and he again referated the statement that the functors of the board were political and not judical. Again the writ lies only from a superior to an inferior court, and were the head indical in the court was superior to an inferior court, and were

sented in this matter the sovereignty of a great State.

Coming to the merits of the questions involved Mr. Christian took up one after another of Captain Wise's points and answered them in an able menner.

He said on the question of proclama-tion that the decisions and authorities established the right of conventions to ordain beyond all question, and he men

the body could not be properly bound by the legislative act, as it derived its powers from the former Constitution, which did not restrict it as to proclama-

He said there was no case on record where a Constitution had been recognized by all the departments of government and been upset in the court when there was been upset in the court when there was no revolution, but a peaceful administration of the new organic law. "When the political departments of a State have recognized and are proceeding under a Constitution, it is too late for the courts to take cognizance," said Mr. Christian, and he quoted the Texas case as one in point and that of Taylor vs. Beckham, from Kentucky, as another. from Kentucky, as another.

He claimed that the new Constitution operated as to all alike, and was not therefore in violation of the United States Constitution. Judge Waddill asked if Mr. Christian meant to say that the soldier clause was intended to operate fair y and the quick and positive answer was

that the right of Virginia to call a conyention was dependent upon the right
of all male citizens, of whatever color,
over twenty-one years of age, ronessing,
imposed upon unlawfully and he sought
take part in said election, and now he
came to the suffrage clause, which he
literly denounced.

WANTED NO PERSONALITIES,
He referred to the Underwood ConThe speaker said his clients had been
imposed upon unlawfully and he sought
take part in said election, and now he
literly denounced.

WANTED NO PERSONALITIES,
He referred to the opening remarks of
President referred to the Underwood ConWise apologized for not having known

Tarently enjoying his questions and the
class of those against the State.

The complainants had no property
rights involved, and should the State.

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The complainants had no property
able and comprehensive one, and was listened to with the utmost attention. In
the suffrage clause.

Mr. Christian's summing of
the tother suffrage clause.

The complainants had no property
able and comprehensive of the suffrage clause.

Mr. Christian's summing up was an able and comprehensive one, and was listened to with the utmost attention. In

quence and not a right was sought to be redressed here.

FIGHT AGAINST STATE.

The greater argued ably that the state of the convention were not least more reckless. He contended that the members of the convention were not officers but agents of the people, and therefore need not have taken an oath. At 10:45 P. M., at the conclusion of Mr. Christian's very able speech, the court took a recess until 10 o'clock this morn-ing, when Attorney-General Anderson will be heard for the State.

Farmer-Jones.

Farmer—Jones.

The marriage of MIss Cora G. Jones, of this city, to Mr. S. Preston Farmer was solennized on Tuesday evening at the residence of the bride, Rev. J. B. Hutson performing the ceremony. The bride is a well known resident of the West End, while the groom is a well known resident of Washington, D. C., where he holds a responsible position. Immediately after the ceremony the couple left for Washington, their future home.

Livsie-Cary.

Mr. E. A. Livsie and Miss Lottle Cary were married on Wednesday evening at Randolpth-Street Eaptist Church by the pastor, Rev. I. S. Boyles.

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YOUR CREDIT IS GOOD WITH THE Cable Co. Get one of those 200 p ands and organs at cost. Don't miss this

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THE FREE EXCHANGE COLUMN OF the Sunday or Daily Times will adver-tise any personal property for ex-change. Cut out the Free Coupon.

WANTED, EVERY MAN. WOMAN, OR child who is seeking employment to cut out the Free Want Ad. Coupon and ad-vertise in the Sunday, Daily or Weekly Times.

WANTED, TO EXCHANGE ANY PER-sonal property that you do not need for something that you do need free of charge. Cut out the Free Coupon and advertise your wants in the Sunday or Daily Times.

HEALTH IS WEALTH.

WHEN ALL THE DOCTORS FAIL TO cure you, try L. J. HAYDEN, No. 404 West Broad Street, Richmond, Va. Guarantees to cure all diseases or no charges, with pure herb medicine. All mail orders promptly attended to. I cure the following diseases: Heart Disease, Consumption, Blood, Kidney, L. ver. Bladder, Stricture, Piles in any form, Vertigo, Quinsy, Sore Throat, Lungs, Dyspepsia, Indigestion, Constipation, Rheumatism in any form, Pains and Aches of any kind, Colds, Bronchial Troubles, Sores, Skin Diseases, all tehing sensations, all Female Complaints, La Grippe, or Pneumonia; Ulcers, Carbuncles, Boils, Cancer, the worst forms, without the use of knife or instruments; Eczema, Pinples on face and body; Diebetes of Kidney or Bright's Disease of the Kidneys, I cure any disease, no matter of what mature. All venereal diseases a sectiaity, Medicine sent to any address by express. For full particulars send a two-cent stamp for answer, No. 444 West Broad Street, Richmond, Va. Branch store at No. 108 Twenty-sight Street, Newbort News, Va.

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LOST-A RED SETTER DOG. WITH white markings on face, neck, breast and leg. A suitable reward will be paid for his return to 124 Virginia Street, or 207 East Main Street.

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WORK OF ANY KIND BY WHITE man, well acquainted in the city; good references; shipping clerk or collecting preferred. Address Room 21, Times Building. WANTED, FOR U. S. ARMY: ABLE-bodied, unmarried men, between ages of 21 and 25, citizens of United States, of good character and temperate habits, who can speak, read and write English. For information apply to RECRUITING OF-

A FIRST-CLASS HOTEL PASTRY COOK and confectioner desires a position a such; table ornaments and general ban quet work a specialty; No. 1 reference from former employers. Address Fas-try Cook, care Leader Office, Richmond, Va.

SITUATIONS WANTED-MALE.

VANTED, POSITION AS STENOGRA-pher by an expert; best of reference fur-nished. Address. "EXPERT STENO-GRAPHER," care this office.

IF YOU ARE IN NEED OF MALE OR female help cut out the Free Coupon, good for 25 words. Everybody reads the Sunday or Daily Times want columns.

WANTED, SITUATION AS FIREMAN by man of fifteen years' experience; can furnish reference. Address 314 Reser-WANTED-BY BRIGHT BOY IS YEARS of age, who writes and reads well and is willing to make himself useful to his employer. Address Boy, care Leader Office.

WANTED, SITUATION BEFORE JAN-uary 1st by competent, experienced book-keeper; can do stenographic work Best of references from present em-ployer Address E. W., care this office

WANTED A SITUATION AT ONCE BY

thing that nays a living salary to start with: references and a trial will prove what I am. Address "WORKER," Box 104 Farmville, Va. BOOK-KEEPER AND STENOGRAPHER

desires position in wholesale grocery or dry goods house; best of references fur-nished: was formerly employed as pri-vate secretary by a large plant; good reason for desiring a change. Address O. N. H., Box 42, Wise, Va.

WANTED, A SITUATION AT ONCE BY a first-class man as bartender; thor-oughly understands bar and restaurant business; high recommendation furnish-ed. Address W. M., care this office.

WANTED, POSITION CLERKING IN retail dry goods or clothing store, or similar employment, by a young man of experience in general merchandise business; best references furnished. Address "J. W.," Shackleford's, Va.

dress "J. W.," Shackleford's Va.

WANTED A CHANGE IN BUSINESS
by a young man who has been with the
present house over three years; experlenced in general office work, shipping,
collecting and as salesman; also has
knowledge of book-keeping; position with
new manufacturing concern preferred,
but anything considered; will demonstrate ability, besides furnishing references; asks only living salary to start,
but prospects must be bright. Address
"AMBITIOUS," care this office. PATENTS.

PATENTS—PROTECT YOUR IDEAS. No allowance, no fee; consultation free, Est, 1864. MILO B. STEVENS & CO., 817 Fourteenth Street, Washington. ACHES AND PAINS.

ACHES AND PAINS of rheumatism are not permanent, but only temporarily, relieved by external remedies. Why not use an internal remedy—Hood's Sarsaparilla, which corrects the acidity of the blood on which rheumatism depends and cures the disease?

CAN'T FIND WORK? WELL, CHEER up. Just cut out the Free Want Ad. Coupon and advertise for the kind of employment you want. Everybody reads the Sunday and Dally want columns.

WANTED, A GOOD COOK; ALSO TO do house work. Apply \$16 Park Avenue.

LEARN PROOFREADING, SITUA-tions secured, 415 to 225 weekly. Home Correspondence School, Philadelphia. WANTED, PUPILS IN MUSIC, SPAN-ish or French; terms moderate. Mrs. L. D. SWANN, 117 W. Cary Street.

WANTED, AT ONCE, ENPERIENCED SEAMSTERS to sew on suits and wraps. Apply THALHIMER'S. WANTED, A GOOD COOK AND CLEAN-ER. Apply, at once, with references, 406 North Tenth.

LADIES AND GENTLEMEN WANTED to copy letters at home evenings; sent anywhere; strictly genuine. Address EXCELSIOR MFG. CO., B, Cleveland, O.

THE SERVICES OF AN EDUCATED and experienced lady stenographer can be secured by addressing "EXPERT," care Remington Typewriter Co., 706 E. Main Street, city.

DON'T BE IDLE-YOU CAN GET work. The Sunday or Daily Times will advertise it for you. Cut out the Free Coupon, good for 25 words. Everybody reads the Sunday and Daily Times want ads. WANTED, UNTIL FEBRUARY 197, lady stenographer and book-keeper in general store (office work light); one that would be willing to help in store when not otherwise engaged; salary, 33 per week and bourd. For further information address, in own handwriting, with reference, Box 153, Claremont, Va.

SITUATIONS WANTED-FEMALE.

WANTED-LADY DESIRES POSITION to superintend in a nice home or as linen-room matron in first-class hotel. Address C. D., Hopeful, Va.

WANTED. POSITION AS STENOGRA-pher and typewriter by young iday with best references. Address G. M. Z., care this office. VANTED—AN EXPERIENCED TEACH-ER desires a position; teaches English, Latin, French and Music; best refer-ences. Address Miss A. CARRINGTON, Clarksville, Va.

WANTED, POSITION AS STENOGRA-pher; have and experience and can tur-nish good reforences. Address Miss S. J. P., 906 E. Clay Street, city. VANTED-A LADY DESIRES A POST-

tion as stenographer and typewriter; has had office experience and can tur-nish first-class references. Address "WORKER," care this office. WANTED, A SITUATION AS TEACHER or housekeeper in private family, or assistant b some school. For parti-culars address Mrs. S. T., Box 250, Mad-isonville, Va.

WANTED, AT ONCE, POSITION BY lady stenographer with experience. Ad-dress Miss G., 709 E. Franklin Street,

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